

Serial No. **10/829,208**  
Amendment dated July 5, 2006  
Reply to Office Action of April 5, 2006

Docket No. **IK-0088**

### **REMARKS/ARGUMENTS**

Claims 1-4, 6, 8-10, 12-14, 16 and 17 are pending in this application. By this Amendment, the drawings and claims 1, 4 and 10 are amended, and claims 11, 15 and 18-24 are canceled without prejudice or disclaimer to be pursued in divisional application(s). The drawings are amended to correct an informality. No new matter is added. Support for the claims can be found throughout the specification, including the original claims, and the drawings. Withdrawal of the rejections in view of the above amendments and the following remarks is respectfully requested.

Entry of the amended claims is proper under 37 C.F.R. §1.116 since the amendments: (1) place the application in condition for allowance (for the reasons discussed herein); (2) do not raise any new issues requiring further search and/or consideration (since the amendments amplify issues previously discussed throughout prosecution without incorporating additional subject matter); (3) satisfy a requirement of form asserted in the previous Office Action; and/or (4) place the application in better form for appeal (if necessary). The amendments to claims 1 and 4 merely clarify the original intended meaning of these claims. Claim 10 is amended to incorporate the features of claim 11. Entry is thus requested.

#### **I. Restriction Requirement**

Applicant maintains the traversal of the Restriction Requirement set forth in the Patent Office Communication dated December 15, 2005. However, merely to expedite prosecution of

the application, Applicant has cancelled non-elected claims 15 and 18-24 without prejudice or disclaimer to be pursued in divisional application(s).

## **II. Drawings**

The Office Action objects to the drawings due to informalities. It is respectfully submitted that the amendments to Figure 4 are responsive to the Examiner's comments, and thus the objection to the drawings should be withdrawn.

## **III. Rejection Under 35 U.S.C. §112, Second Paragraph**

The Office Action rejects claims 1-4, 6, 8 and 9 under 35 U.S.C. §112, second paragraph as allegedly indefinite. It is respectfully submitted that the amendments to claims 1 and 4 are responsive to the Examiner's comments, and that claims 1-4, 6, 8 and 9 meet the requirements of 35 U.S.C. §112, second paragraph. Accordingly, the rejection should be withdrawn.

## **IV. Rejection Under 35 U.S.C. §102(b)**

The Office Action rejects claims 1-4 and 8 under 35 U.S.C. §102(b) over U.S. Patent No. 308,156 to Hamilton (hereinafter "Hamilton"). The rejection is respectfully traversed.

Independent claim 1 is directed to a mounting structure for a receiving box of a refrigerator, comprising, *inter alia*, a plurality of guide rails provided at positions on the receiving chamber cover corresponding to inner sides of each of two opposite sidewalls of the receiving box and extending along the receiving chamber cover in a direction in which the receiving box is pushed into and pulled out of the partitioned space, wherein each of the plurality of guide rails

comprises a guide channel which faces outward with respect to the receiving space, and a plurality of guide flanges provided at upper ends of the two opposite sidewalls of the receiving box and extending in an inward direction with respect to the receiving space, wherein the plurality of guide flanges are positioned so as to correspond to the plurality of guide rails, and wherein each guide flange of the plurality of guide flanges is supported and guided by a respective guide rail of the plurality of guide rails. Hamilton neither discloses nor suggests at least such features, nor the claimed combination of features.

Hamilton discloses dust covers a and b for drawers h'. Each cover a and b has a pair of tongues d which extend from opposite side edges of the covers and b. These tongues d are fitted into corresponding grooves f and g formed in the drawers h' to secure the covers a and b atop the drawers h'. Hamilton neither discloses nor suggests that either of the covers a and/or b includes a plurality of guide rails, let alone guide rails which comprise a guide channel which faces outward with respect to the receiving space, as does the receiving chamber cover recited in independent claim 1. Further, Hamilton neither discloses nor suggests that the drawers h' include a plurality of guide flanges that extend inward with respect to the receiving space, as does the receiving box recited in independent claim 1.

More particularly, Webster's New World Dictionary defines channel as "a long groove or furrow," and a flange as "a projecting rim or collar on a wheel, pipe, rail, etc., to hold it in place, give it strength, guide it, or attach it to something else." The covers a and b (which the Office

Action compares to the receiving chamber cover recited in independent claim 1) each include tongues d (which the Office Action compares to the plurality of guide rails recited in independent claim 1) extending from their opposite side edges. These tongues d are essentially extensions of the main horizontal surface of the covers a and b, or tabs, extending from the opposite side edges of the covers a and b. The tongues d are clearly not grooves, furrows, or channels formed in the covers a and b. Thus, Hamilton neither discloses nor suggests that the covers a and/or b include a plurality of guide rails each comprising a guide channel which faces outward with respect to the receiving space, as does the receiving chamber cover recited in independent claim 1.

Further, the drawers h' (which the Office Action compares to the receiving box recited in independent claim 1), each include grooves f and g (which the Office Action compares to the plurality of guide flanges recited in independent claim 1) formed in their sides which correspond to the tongues d, and into which the tongues d are fitted. However, the grooves f and g are clearly recesses formed within the sides of the drawers h', and do not project outward, as would a flange. Thus, Hamilton neither discloses nor suggests that the drawers h' include a plurality of guide flanges which extend in an inward direction with respect to the receiving space, as does the receiving box recited in independent claim 1.

Accordingly, it is respectfully submitted that independent claim 1 is not anticipated by Hamilton, and thus the rejection of independent claim 1 under 35 U.S.C. §102(b) over Hamilton

should be withdrawn. Dependent claims 2-4 and 8 are allowable at least for the reasons set forth above with respect to independent claim 1, from which they depend, as well as for their added features.

**V. Rejection Under 35 U.S.C. §103(a)**

The Office Action rejects claims 1-4, 6, 8-14, 16 and 17 under 35 U.S.C. §103(a) over U.S. Patent No. 5,044,704 to Bussan et al. (hereinafter "Bussan"), in view of U.S. Patent No. 1,558,506 to Riek (hereinafter "Riek"), and further in view of Hamilton. The rejection is respectfully traversed.

The features of independent claim 1 are discussed above. Independent claim 10 recites, *inter alia*, a container provided in the partitioned space and configured to receive items to be stored therein, wherein opposite side walls of the container each include a flange portion which extends from an upper end of the side walls toward a central portion of the container, and a plurality of guide rails configured to slidably couple the container and the cover, wherein each guide rail of the plurality of guide rails comprises a channel with an open portion thereof facing a corresponding flange portion of the container so as to receive the corresponding flange portion therein, and wherein the open portion of each channel faces in an outward direction with respect to a central portion of the container. As acknowledged by the Examiner in the remarks regarding independent claims 1 and 10, Bussan neither discloses nor suggests at least such features, or the claimed combination of features.

Further, Riek fails to overcome the deficiencies of Bussan. More specifically, Riek discloses a drawer for a kitchen table. Strips 3 on the table extend between front and back aprons 1 and 2 to support a table top 4. Supports 14 extend downward from a side of the strips 3, ending in V-shaped flanges 15 which extend down towards the drawer to engage V-shaped flanges 9 attached to side plates 8 of the drawer, thus allowing the drawer to slide. Riek neither discloses nor suggests that the support strips 14 and V-shaped flanges 15 extending therefrom (which may be compared to a portion of the cover which engages with a corresponding portion of the receiving box/container as recited in independent claims 1 and 10) form any type of outward facing guide channel, as do the plurality of guide rails recited in independent claims 1 and 10. Rather, if the V formed by the V-shaped flanges 15 is to be considered a “channel,” then it is respectfully submitted that the “channel” formed by the V-shaped flanges 15 faces upward, and not outward.

Still further, as set forth above, Hamilton fails to overcome the deficiencies of Bussan and Riek. Accordingly, it is respectfully submitted that independent claims 1 and 10 are allowable over the applied combination, and thus the rejection of independent claims 1 and 10 under 35 U.S.C. §103(a) over Bussan, Riek and Hamilton should be withdrawn. Dependent claims 2-4, 6, 8, 9 and 11-17 are allowable at least for the reasons set forth above with respect to independent claims 1 and 10, from which they respectively depend, as well as for their added features.

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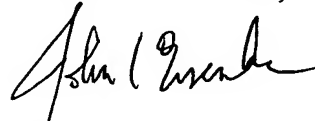
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**VI. Conclusion**

In view of the foregoing amendments and remarks, it is respectfully submitted that the application is in condition for allowance. If the Examiner believes that any additional changes would place the application in better condition for allowance, the Examiner is invited to contact the undersigned, **JOANNA K. MASON**, at the telephone number listed below.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this, concurrent and future replies, including extension of time fees, to Deposit Account 16-0607 and please credit any excess fees to such deposit account.

Respectfully submitted,  
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**FIG. 4**  
*PRIOR ART*

